

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

**FRIDAY, APRIL 3, 2020**

*Steven G. Tate, Trustee*

In response to the Coronavirus (COVID-19) and in an effort to reduce the possibility of exposure to the virus and slow the spread of the disease, **ALL HEARINGS SCHEDULED FOR APRIL 3, 2020 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY**. If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

All parties with cases on the 9:30 calendar should call in at 9:15.

All parties with cases on the 11:00 calendar should call in at 10:45.

The dial-in numbers for April 3, 2020 in Statesville are:

**Teleconference Number: 888-684-8852**

**Access Code: 4340964#**

**Security Code: 3041#**

**Additional information:**

**Please dial in using a landline if possible.** The use of cell phones is discouraged due to dropping connections. If you choose to use a cell phone and the connection is dropped, you may not have immediate access to reconnect to the courtroom. The phone line will be locked once court starts to avoid disruption. When all of your matters have been heard, the court will advise you when it is appropriate to disconnect.

**UNTIL YOUR CASE IS CALLED, please activate the mute button and do not place the call on hold** as it causes a disruption on the phone line and in court.

We appreciate your patience during this unprecedented public health challenge and wish you continued safety and good health. Please contact chambers at 704-350-7575 or email [hearings@ncwd.net](mailto:hearings@ncwd.net) if you have any questions or concerns.

9:30 a.m.

- 1) 13 Derrick J. Teeter 19-50289 Hearing on Trustee's motion to dismiss for  
Taylor L. Teeter payment default (53)

PRO SE

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- 2) 13 Byron Williams 20-50052 Hearing on court order to appear and show  
cause for dismissal of case (10, 1)

Hearing on Trustee's motion to dismiss for  
failure to make plan payments and failure  
to file documents (12)

Hearing on court order to appear and show  
cause for dismissal of case (13, 3)

PRO SE

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- 3) Adv Select Specialty Hospital - 18-5024 Continued hearing on court order and  
Winston-Salem, Inc. Ch 13 notice of status hearing (22, 1)  
v. 18-50473  
Whitt

ADAMS/COOK

LUCK

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- 4) 13 Michael J. Garvey 18-50455 2<sup>nd</sup> continued hearing on Trustee's motion  
to dismiss for failure to sell residence (74)

Continued hearing on motion for relief  
from stay and co-debtor stay [Nationstar  
Mortgage LLC] (75); debtor's response (78)

CARTER

VONNEGUT

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5) 13 Phyllis J. Arthur 20-50002 Continued hearing on court order to appear and show cause for dismissal of case (14, 1)

GARDNER

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6) 13 Robin R. Prieter 19-30454 Hearing on debtor's motion to settle insurance claim (30)

GROSHON

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7) 13 Kenneth E. Cowan 18-50643 Hearing on Trustee's motion to dismiss for payment default (41)

GROFF

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8) 13 Chasity A. Kelley 18-50728 Continued hearing on Trustee's motion to dismiss for payment default (34)

GROFF

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9) 13 Derrick J. Smith  
Tamika C. Smith 19-50278 Hearing on Trustee's motion to dismiss for payment default (27)

GROFF

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10) 13 Christopher S. Haynes 19-50692 Continued hearing on objection to confirmation of plan [First Bank] (14, 12, 5)  
  
Continued hearing on objection to confirmation of plan [First Bank] (16, 12, 5)  
  
Hearing on Trustee's motion to dismiss for failure to make plan payments (27)

MALLORY  
ANDERSON  
VONNEGUT

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11) 13 Michael R. Christy 16-50046 Continued hearing on Trustee's motion to  
Barbara W. Christy dismiss or modify plan (93); debtors'  
response (94)

WHITE  
PRO SE

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12) 13 Thomas E. McDonald 16-50274 Hearing on Trustee's motion to dismiss for  
payment default (60)

LANEY

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13) 13 Lonnie J. Miles 18-50457 2<sup>nd</sup> continued hearing on Trustee's motion  
to dismiss for payment default (39);  
debtor's response (41)

Hearing on debtor's motion to pay off  
Chapter 13 plan early (43)

LANEY

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14) 13 Samuel A. Billing 18-50573 2<sup>nd</sup> continued hearing on motion for relief  
from stay and co-debtor stay [Bayview  
Loan Servicing, LLC] (37); debtor's  
response (39); Trustee's response (40)

LUCK  
SWABY

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15) 13 Christopher L. Stamper 20-50064 Hearing on court order to appear and show  
Shena B. Stamper cause for dismissal of case (9, 1)

Hearing on Trustee's motion to dismiss for  
failure to file document, failure to make  
plan payments and failure to appear (11)

LUCK

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16) 13 Timothy J. Hardin 19-50205 Hearing on Trustee's motion to dismiss for payment default (27)

VUJOVIC

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17) 13 William R. Jolley 19-50625 Hearing on Trustee's motion to dismiss for payment default (14)  
Lorrie A. Jolley

VUJOVIC

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18) 13 Paula J. Goble 15-50195 Hearing on Trustee's motion to dismiss for payment default (42)

WOOD

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19) 13 Zachary T. Fincannon 18-50255 Hearing on Trustee's motion to dismiss for payment default (29)

WOOD

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20) 13 Holly T. Gilleland 19-50172 Hearing on debtor's motion to approve execution of deed of trust (26); Trustee's response (27)

WOOD

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21) 13 Gretta M. Moore-Reeves 19-50378 Hearing on Trustee's motion to dismiss or modify plan due to payment increase (35)

WOOD

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22) 13 Jeremy S. Haynes 19-50428 Hearing on Trustee's motion to dismiss for payment default (26)

WOOD

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- 23) 13 Lashun L. Ruff 19-50558 Hearing on Trustee's motion for status hearing (22)
- WOOD
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- 24) 13 Brittany J. Davis 20-50062 Hearing on Trustee's motion to dismiss for failure to make plan payments (15)
- WOOD
- 
- 25) 13 Melanie A. Sigmon 15-50759 Hearing on Trustee's motion to dismiss for payment default (40)
- BOLGER
- 
- 26) 13 Gregory A. Greene 19-50515 Hearing on Trustee's motion to dismiss for Sara G. Greene payment default (17)
- BOLGER
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- 27) 13 Brian R. Steele 19-50548 2<sup>nd</sup> continued hearing on Trustee's Jackie H. Steele objection to confirmation of Chapter 13 plan and motion to dismiss (19, 13)
- 2<sup>nd</sup> continued hearing on objection to confirmation of plan [USA/IRS] (21, 13)
- Continued hearing on debtors' objection to claim no. 6 (22); response [USA/IRS] (27, 26)
- Continued hearing on debtors' objection to claim no. 1 (23)
- BOLGER  
BECK
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28) 13 Jamie R. Parsons 19-50618 Continued hearing on debtors' objection  
Shannon M. Parsons to claim (19); response [USA/IRS] (26, 24)

BOLGER  
BECK

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29) 13 James Q. Waddell 15-50523 Hearing on Trustee's motion to dismiss for  
Ashley R. Waddell payment default (43)

FLIPPIN

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30) 13 David L. Ward, Jr. 16-50451 3<sup>rd</sup> continued hearing on Trustee's motion  
Diana E. Ward to dismiss for payment default (45)

FLIPPIN

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31) 13 Joey E. Sizemore 19-50269 2<sup>nd</sup> continued hearing on Trustee's motion  
Pamela E. Sizemore to dismiss or modify plan (22); debtors'  
response (26)

Continued hearing on debtors' objection  
to claim no. 6 (25); Trustee's response (28);  
response [USA/IRS] (30)

Continued hearing on debtors' objection  
to claim no. 9 (27); Trustee's response (29)

FLIPPIN  
BECK

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32) 13 Donald H. Biggins 20-50008 Hearing on Trustee's motion to dismiss for  
Samantha H. Biggins failure to make plan payments (15)

FLIPPIN

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- 33) 13 Charlie L. Scott, Jr.  
Ellen G. Scott 15-50379 Hearing on debtors' motion to substitute collateral (32)
- GOURLEY
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- 34) 13 Deborah L. Bass  
Kenny R. Bass 16-50106 Hearing on Trustee's motion to dismiss for payment default (44)
- GOURLEY
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- 35) 13 Maria J. Lowe 16-50273 Hearing on debtor's motion to substitute collateral (37)
- GOURLEY
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- 36) 13 Mary L. Dickey 16-50393 Hearing on Trustee's motion to dismiss for payment default (29)
- GOURLEY
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- 37) 13 George M. Morman, Jr.  
Melicia B. Morman 16-50652 Hearing on Trustee's motion to dismiss for payment default (46)
- GOURLEY
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- 38) 13 Jayme H. Freitas 18-50065 3<sup>rd</sup> continued hearing on debtor's motion to allow early payoff of case (27)
- GOURLEY
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- 39) 13 Justin J. Cochran  
Susan K. Cochran 18-50408 Hearing on Trustee's motion to dismiss for payment default (28)
- GOURLEY
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40) 13 Rodney N. Livingston 18-50627 Hearing on motion for relief from stay  
Tiffany L. Livingston [Earnest Inc.] (55); debtors' response (56)

GOURLEY  
DIMATTEO

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41) 13 Kevin N. McAnally 19-50573 Hearing on debtor's motion for  
moratorium (13); Trustee's response (14)

GOURLEY

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42) 13 Jeffrey K. Vargo 19-50593 Continued hearing on debtors' objection  
Sharyn J. Vargo to claim (22); Trustee's response (23);  
response [Selene Finance LP] (27)

GOURLEY  
REDMAN

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43) 13 Kip W. Dobbins 19-50665 2<sup>nd</sup> continued hearing on debtor's  
objection to claim (9); response [USA/IRS]  
(11)

GOURLEY  
BECK

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44) 13 Robert D. Smith 19-50708 Hearing on debtor's objection to claim  
(19); response [USA/IRS] (20)

Hearing on Trustee's motion to dismiss for  
failure to make plan payments (24)

GOURLEY  
BECK

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45) 13 Timothy K. Ayers 20-50054 Hearing on objection to confirmation of plan and motion for relief from stay [CL45 MW Loan 1, LLC] (18, 11)

GOURLEY  
PETTIT

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46) 13 Rochelle B. McIver 20-50111 Hearing on debtor's motion to impose automatic stay (8)

GOURLEY

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**11:00 a.m.**

- 47) 7 Fox Den Development Company, LLC 16-50515 Hearing on Trustee's motion for order closing case without final report (246)
- PRO SE  
C. WRIGHT, TR.
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- 48) 7 Fox Den Country Club, LLC 16-50516 Hearing on Trustee's motion for order closing case without final report (69)
- PRO SE  
C. WRIGHT, TR.
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- 49) 7 Aline G. Uwonkunda 20-50029 Hearing on court order to appear and show cause for dismissal of case (29, 1)
- PRO SE  
SUMMERLIN, TR.
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- 50) 7 Brian L. Henry 20-50117 Hearing on court order to appear and show cause for dismissal of case (9, 4)
- PRO SE  
TAYLOR, TR.
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- 51) 11 Radford Quarries, Inc. 19-50454 2<sup>nd</sup> continued hearing on motion for relief from stay [Highlands Union Bank] (77); debtor's response (82)
- Hearing on debtor's Chapter 11 plan (102, 65); objection [Caterpillar Financial Services Corporation] (107)
- BROWN/WRIGHT  
RAUBACH  
HARDEN
-

52) 7 Karen A. Pinner 20-50033 Continued hearing on motion for relief from stay [Quicken Loans Inc.] (10); debtor's response (11)

CARTER  
SUMMERLIN, TR.  
VONNEGUT

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53) 7 Melissa A. Di Natale 20-50098 Hearing on court order to appear and show cause for dismissal of case (8, 1)

MALLORY  
TAYLOR, TR.

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54) 11 Darrell Millsaps Trucking, Inc. 20-50103 Continued hearing on debtor's motion to use cash collateral (34, 16)

Hearing on court order setting Subchapter V status conference (5)

RAUBACH  
BROWN, TR.

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55) 11 The Ridgeline at Blowing Rock, Inc. 20-50037 2<sup>nd</sup> continued hearing on debtor's motion to use cash collateral (29, 10)

Hearing on interim application for compensation [Essex Richards, P.A.] (42)

WOODMAN

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56) 7 Daniel J. Schueler Barbara J. Schueler 18-50425 Hearing on Trustee's motion to turnover (81)

WOOD  
A. HENDERSON/C. WRIGHT, TR.

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57) 7 Henry A. Teague 20-50055 Hearing on motion to dismiss bankruptcy case [U.S. Bankruptcy Administrator] (6)

WOOD  
KENNY  
C. WRIGHT, TR.

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58) 7 April F. Scott 16-50136 2<sup>nd</sup> continued hearing on motion for relief from stay [Nationstar Mortgage LLC] (64); Trustee's response (65)

GOURLEY  
TAYLOR, TR.  
VONNEGUT

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**RESPONSE WITHDRAWN**

59) 7 Jose F. Lizano 16-50290 Hearing on Trustee's motion to sell property free and clear of liens (70)  
Ericka F. Lizano

GOURLEY  
SUMMERLIN, TR.

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60) 7 Walter L. Conine 20-50107 Hearing on debtors' motion to abandon property (9, 8)  
Penny S. Conine

GOURLEY  
TAYLOR, TR.

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61) 7 Carla J. Clontz 19-50443 Hearing on Trustee's motion to turnover and sanctions against debtor (17)

LANEY  
TAYLOR, TR.

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- 62) 11 CCI Construction & Associates, LLC 20-50083 Hearing on court order setting Subchapter V status conference (6)
- Hearing on court order to appear and show cause for dismissal of case (14, 1)

LANEY  
MARTINEZ, TR.

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- 63) 11 Hayes & Hayes Enterprises, LLC 18-50750 5<sup>th</sup> continued hearing on debtor's small business disclosure statement (111, 79, 70); objection [U.S. Bankruptcy Administrator] (81); objection [Live Oak Banking Company] (85); debtor's reply to Bankruptcy Administrator (106); debtor's reply to Live Oak Banking Company (109)

5<sup>th</sup> continued hearing on debtor's small business plan (112, 77, 71); objection [U.S. Bankruptcy Administrator] (82); objection [Live Oak Banking Company] (86); objection [Branch Banking and Trust Company] (88); debtor's reply to Bankruptcy Administrator (107); debtor's reply to Branch Banking and Trust Company] (108) debtor's reply to Live Oak Banking Company (110)

LANEY  
KENNY  
PETTIT  
WALTERS

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- 64) 11 Johnny W. Hayes Selena M. Hayes 18-50316 4<sup>th</sup> continued hearing on confirmation of debtors' Chapter 11 plan (192, 178, 171, 170, 141); objection [Live Oak Banking Company] (190)

SUMMERLIN  
PETTIT

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65) Adv Live Oak Banking 19-5010 Pre-trial conference (17, 9)  
Company  
v. Ch 11  
Hayes, et al. 18-50316

PETTIT  
SUMMERLIN

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66) 7 Rhonda R. Jones 19-50595 Continued hearing on motion for relief  
from stay [Complete Business Solutions  
Group, Inc.] (30); debtor's response (33)

SUMMERLIN  
WRIGHT, TR.  
PETTIT

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67) 7 Wendy M. Testerman 19-50672 2<sup>nd</sup> continued hearing on debtor's motion  
to avoid judgment lien of creditors (21, 6);  
response [Tonya Yount, Shane Yount,  
Makayla Erica Yount] (7)

Continued hearing on objection to  
exemptions [Tonya Yount, Shane Yount,  
Makayla Erica Yount] (10); debtor's  
response (13)

SUMMERLIN  
TAYLOR, TR.  
OLSEN

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